

SAGUACHE COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION MEETING
TUESDAY, OCTOBER 20, 2015

MINUTES

CALL TO ORDER

The meeting was called to Order by Board Chair, Ken Anderson at 9:05 a.m., with the following members present:

Ken Anderson, Commissioner, Board Chairman
Jason Anderson, Commissioner, Vice Chairman
Tim Lovato, Commissioner
Wendi Maez, County Co-Administrator
Lyn Lambert, County Co-Administrator
Ben Gibbons, County Attorney
Carla Gomez, Clerk to the Board

Additions/Deletions to the Agenda:

**MOTION BY COMMISSIONER JASON ANDERSON APPROVE THE AGENDA WITH
THE ADDITION OF AN EXECUTIVE SESSION WITH ROAD AND BRIDGE
DURING THEIR SCHEDULED TIME.**

SECOND BY COMMISSIONER LOVATO

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

Reading and Approval of Minutes – October 6, 2015:

**MOTION BY COMMISSIONER JASON ANDERSON TO POSTPONE APPROVAL OF
THE OCTOBER 6, 2015, MEETING MINUTES TO THE NOVEMBER 3RD
MEETING AS THEY ARE NOT YET COMPLETED.**

SECOND BY COMMISSIONER LOVATO

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

Review of Mail and Other Correspondence:

1. Rio Grande Water Conservation District sent the October ground water Table measurements. (10/15/2015)
2. Elise Lovato, Moffat School, sent an email asking the county to participate in the County Wide

- Red Ribbon Week. (10/15/2015) She will be sending the drug free, red ribbons for the Courthouse employees soon.
3. Renee Hazard, Clerk and Records Office, sent a request to use the Commissioners' room June 13, 2016 through July 28, 2016 for the 2016 Primary Election and October 17, 2016 through November 30, 2016 for the General election. (10/13/2015) Responds needed!!!
 4. Susan Fey sent an email thanking the Board for funding the mitigation services with Daniel Johnson and team. She also wanted the board to know that they were amazing and did excellent work and explained principals of how to keep her property safer. (10/14/15)
 5. Colorado River District sent the Fourth quarterly Board meeting Agenda and memos. (10/14/2015)
 6. The Community Resource Center sent a thank you letter for sponsoring the 2015 San Luis Valley Rural Philanthropy Days conference.(10/6/2015)
 7. Dan Ritchie, Chair, Building a Better Colorado, sent a letter updating the status of their community summits that they have held. (10/14/2015)
 8. The San Luis Valley 4-H sent an invitation to their Achievement Night 2015 on Friday, December 4, 2015 at 6:30 P.M. Nominations are due by October 23, 2015. (10/9/2015)
 9. Colorado State University Extension Office, emailed the SLV Extension Report for September. (10/12/2015)
 10. Colorado River District sent the Proposed Amended 2015 Budgets, the Proposed 2016 Budgets and the Projected Budgets for 2017 for the Colorado River Water Conservation District's General Fund, Capital Fund and Enterprise Fund. (10/13/15)
 11. State of Colorado Division of Water Resources sent Form 6.1: Water Use Data Submittal for the Leach Airport water well that needs to be completed and submitted by December 1, 2015. (10/19/2015)
 12. CTSI sent a CTSI Governmental Lease-Purchase Program brochure. (10/19/15)
 13. Upper Gunnison River Water Conservation District sent the Regular Meeting Agenda for the October 26, 2015 meeting. (10/19/2015)

Introduction of Guests:

Sandia Belgrade, Crestone Eagle
 Teresa Benns, Center Post Dispatch
 Yvonne Braden, Valley to Valley Senior Care

Don Geddes
 Marvin Reynolds, CSU Extension
 Anthony Lobato, Extension Advisory Bd.

Public Comment:

Mr. Geddes addressed the Board with his complaint of the military planes flying over the Town of Saguache, noting that there is no benefit to the Town, no notice of these flights, no MOU. Board Chair Ken Anderson responded that there are benefits to the military and the nation because of the location and characteristics of the public airport, which includes no landing fees. Commissioner Jason Anderson added that he has been in touch with the Air Force and will follow-up with those issues. Mr. Geddes was assured that "the Board will continue to find middle ground for all concerned".

COMMISSIONER'S REPORTS:

Commissioner Jason Anderson: 10/7-10/19 2015

- 10/7 Spoke with Devin Bese of Lazy-K-estates Concerning Illegal Marijuana production.
- 10/8 Spoke with Jennie Pingenot with CCI scheduled a meeting with State Senator Steadman for Oct 30 concerning Marijuana issues in rural Colorado.
- 10/13 Attended commissioners work session. Met with Ed Tauer about proposed water project and worked with 2016 budget.
- 10/13 Spoke with CCI president Chip Taylor concerning Public lands dues Saguache County dues have gone from \$5,848.00 to \$3918.00
- 10/14 Received a letter from Susan Fey praising Daniel Johnson and the Title three mitigation services he is providing.
- 10/15 Spoke with June savage about Airforce fly-overs in Saguache. Spoke with Don Gettys about same subject.
- 10/ 16 17 18 Attended the "12 hours of Pennitence" Bicycle race in Saguache County (Penitente Canyon) the event was a great success.
- 10/19 Attended the Valley Wide Commissioners Meeting to review the Valley Commissioners Budget.

Commissioner Tim Lovato: October 20, 2015

- October – 8th Received one call concerned about the marijuana grow operation north of Moffat and what was their source of water and was it legal. The operation is using a domestic well to supply water for their crop.
- October 12th – Conducted office hours in Crestone from 9:00 a.m. to 2:00 p.m. I had four residents stop by. Once again I heard concerns about marijuana grow operations and the vacating of county road 65.
- October 13 - Attended the commissioners work session on the proposed budget of 2016 and the public hearing on the amended supplemental budget.
- October 14 – Met with Co Administrator Lyn Lambert on questions I had with the 2016 budget. I also met with Land Use Administrator Wendy Maez and plotted the locations for the wells at Leach Airport.
- October 16th – Received a call from Don Geddes about the Air Force on the fly over and Approach over the Town of Saguache.

Commissioner Ken Anderson:

1. The well at Leach Airport will have to be re-drilled as it is now dry. Will check with Orville Diss.
2. Attended the Committee for Unmanned Aircraft Systems meeting in Alamosa

CO-ADMINISTRATORS' REPORT – WENDI MAEZ, LYN LAMBERT:

1. 2015 Budget Amendment Adoption:

Ms. Lambert presented the Resolution to the Board which includes supplemental funding for the following categories: General Fund – Revenue and Expenditures for

Courthouse Security
Revenue and Expenditures of Secure Rural Schools
Revenue to General Fund for Severance and Mineral
Leasing
Expenditures and Revenue for Social Services
Child Welfare Caseworker 100% funding
Expenditures and revenue from General Fund
for the Sheriff's office
Funds from the Airport Sales Tax Grant to General
Fund

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE
RESOLUTION FOR SUPPLEMENTARY BUDGET FOR 2015.
SECOND BY COMMISSIONER LOVATO
VOTES IN FAVOR: 3 VOTES AGAINST: 0
MOTION CARRIED**

LAND USE ADMINISRATOR – WENDI MAEZ:

1. Yvonne Braden – Senior Care Center:

Ms. Braden reports that she takes people from Saguache County into Salida to the senior care center, as people here have no such facility. She would like to construct a facility here to provide quality care for these Saguache County seniors, believes she can do this for approximately 800K with grants and other community support, to employ about 12 people on a 24/7 work schedule. She would like a letter of support from the BOCC to begin the project in the spring. Commissioner Jason Anderson suggested she talk to the Planning Commission and the County Attorney for letters of support.

2. A sales agreement is needed for the purchase of G. Lyn Bogle's hangar at Leach Airport.

3. Lot Consolidations:

Larry J. Calloway, Vacation/Consolidation Plat of Lots 847,848 and 849, Baca Grande Chalets Unit One, located in a portion of the Luis Maria Baca Grant No. Four. 1.37 acres.

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE
LARRY J. CALLOWAY LOT CONSOLIDATION REQUEST AS
PRESENTED.**

SECOND BY COMMISSIONER LOVATO

VOTES IN FAVOR: 3 VOTES AGAINST: 0

MOTION CARRIED

John and Joann Reeves Revocable Living Trust, Vacation/Consolidation Plat of Lot 968CR, located in Lots 968C, 979,980 and 981, Grants Unit One, the Baca Grande.

Containing 15.296 acres. This request was recommended for approval during the regular meeting of the Crestone/Baca Planning Commission on August 12, 2015.

**MOTION BY COMMISSIONER JASON ANDERSON TO APPROVE THE
JOHN AND JOANNA REEVES REVOCABLE LIVING TRUST LOT
CONSOLIDATION REQUEST AS PRESENTED
SECOND BY COMMISSIONER LOVATO
VOTES IN FAVOR: 3 VOTES AGAINST: 0
MOTION CARRIED**

COUNTY HOUSING DIRECTOR – EVAN SAMORA

**MOTION BY COMMISSIONER JASON ANDERSON TO CONVENE AS THE
SAGUACHE COUNTY HOUSING AUTHORITY BOARD AT 11:05 A.M.
SECOND BY COMMISSIONER LOVATO
VOTES IN FAVOR: 3 VOTES AGAINST: 0
MOTION CARRIED**

**MOTION BY COMMISSIONER JASON ANDERSON TO ADJOURN AS THE
SAGUACHE COUNTY HOUSING AUTHORITY BOARD AT 11:15 A.M.
SECOND BY COMMISSIONER LOVATO
VOTES IN FAVOR: 3 VOTES AGAINST: 0
MOTION CARRIED**

COUNTY ATTORNEY – BEN GIBBONS:

Discussion of Inter-Governmental Agreement (IGA) with Alamosa County regarding COAAs and UAVs.
Request for Arbitration – Steve Smilack
Pot Shop Litigation

COUNTY TREASURER – CONNIE TRUJILLO:

Ms. Trujillo reports that everything, including releases, are down; have two (2) new foreclosures; Trujillo will be doing an online tax sale next year. She requests time on the Agenda to discuss the issue of elected officials' salary prior to the CCI conference. Ms. Trujillo also requested an Executive Session with the Board for personnel matters. **Report Attached.**

**MOTION BY COMMISSIONER LOVATO TO ENTER INTO EXECUTIVE SESSION
FOR PERSONNEL UNDER C.R.S. 24-6-402 (4)(f)(I) AT 11:35 A.M.
SECOND BY COMMISSIONER JASON ANDERSON
VOTES IN FAVOR: 3 VOTES AGAINST: 0
MOTION CARRIED**

**MOTION BY COMMISSIONER LOVATO TO RETURN TO REGULAR SESSION AT
11:50 A.M.**

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

COUNTY SHERIFF – DAN WARWICK:

**MOTION BY COMMISSIONER LOVATO TO ENTER INTO EXECUTIVE SESSION FOR
LEGAL COUNSEL UNDER C.R.S. 24-6-402 (4)(b) at 11:50 A.M.**

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

**MOTION BY COMMISSIONER LOVATO TO RETURN TO REGULAR SESSION AT
12:00 P.M.**

SECOND BY COMMISSIONER ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

Sheriff Warwick reports that the jail is in full operation, running smoothly; has inmates housed in other counties and is housing inmates for other counties and has one (1) patrol position open.

LUNCH

ROAD & BRIDGE AND LANDFILL REPORT – RANDAL ARREDONDO, SUPERVISOR:

Mr. Arredondo requested an Executive Session for personnel.

**MOTION BY COMMISSIONER LOVATO TO ENTER INTO EXECUTIVE SESSION AT
1:03 P.M. FOR PERSONNEL UNDER C.R.S. 24-6-402(4)(f)(I).**

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

**MOTION BY COMMISSIONER LOVATO TO RETURN TO REGULAR SESSION AT 1:48
P.M.**

SECOND BY COMMISSIONER KEN ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

BOARD OF SOCIAL SERVICES – LINDA WARSH, DIRECTOR:

Ms. Warsh reports she is working on finishing up the Crossroads contract.

Ms. Warsh requested an Executive Session with Public Health Director Stringer for personnel.

**MOTION BY COMMISSIONER JASON ANDERSON TO ENTER INTO EXECUTIVE
SESSION AT 1:58 P.M. FOR PERSONNEL UNDER C.R.S. 24-6-402(4)(f)(I).**

SECOND BY COMMISSIONER LOVATO

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

**MOTION BY COMMISSIONER JASON ANDERSON TO RETURN TO REGULAR
SESSION AT 2:30 P.M.**

SECOND BY COMMISSIONER LOVATO

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

**MOTION BY COMMISSIONER LOVATO TO TRANSFER PUBLIC HEALTH
PERSONNEL TO DEPARTMENT OF SOCIAL SERVICES AT SALARY
REQUESTED BY SOCIAL SERVICES DIRECTOR, EFFECTIVE NOVEMBER
16, 2015.**

SECOND BY COMMISSIONER JASON ANDERSON

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

Ms. Warsh notes that they are not adding any new positions and will continue with hiring as necessary. **Report Attached.**

CSU EXTENSION – MARVIN REYNOLDS, ANTHONY LOBATO:

Mr. Reynolds and Mr. Lobato thanked the Board for their support; discussed budget concerns and the Fair Board.

COUNTY BUDGET REVIEW:

After discussion with Lyn Lambert, County Administrator, the following action was taken:

**MOTION BY COMMISSIONER JASON ANDERSON TO READJUST SALARIES FOR THE
TWO (2) TEMPORARY CO-ADMINISTRATORS AT PUBLIC HEALTH BACK
TO THEIR ORIGINAL SALARIES EFFECTIVE OCTOBER 20, 2015.**

SECOND BY COMMISSIONER LOVATO

VOTES IN FAVOR: 3

VOTES AGAINST: 0

MOTION CARRIED

Board scheduled a Budget Retreat for November 2, 2015, at Road & Bridge Conference Room.

BILL PAYING: Payment of bills.

ADJOURN: There being no further business:

MOTION BY COMMISSIONER LOVATO TO ADJOURN AT 3:56 P.M.
SECOND BY COMMISSIONER JASON ANDERSON
VOTES IN FAVOR: 3 VOTES AGAINST: 0
MOTION CARRIED

RESPECTFULLY SUBMITTED,


CARLA GOMEZ, CLERK & RECORDER

MINUTES APPROVED: Nov. 17, 2015


KEN ANDERSON, BOARD CHAIR


JASON ANDERSON, COMMISSIONER


TIM LOVATO, COMMISSIONER


ATTEST
CARLA GOMEZ
CLERK & RECORDER